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5           UNITED STATES DISTRICT COURT  
6           WESTERN DISTRICT OF WASHINGTON  
7           AT TACOMA  
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9           UNITED STATES OF AMERICA,  
10    Plaintiff,

11    v.  
12           ELAINE GIBNEY,  
13    Defendant.

14    CASE NO. C14-5969 BHS  
15    C14-5970BHS

16    ORDER DENYING MOTIONS  
17    FOR HEARING

18           This matter comes before the Court on Defendant Elaine Gibney's motions for  
19           hearing (C14-5969, Dkt. 7 & C14-5970, Dkt. 7), the Court's requests for response, and  
20           the Government's responses (C14-5969, Dkt. 13 & C14-5970, Dkt. 12).

21           On December 4, 2014, Mrs. Gibney filed the motions for hearing objecting to the  
22           Government's attempts to garnish certain investments because her husband is  
incarcerated and she is current on her payments per her conditions of probation. As the  
Government correctly argues, neither of these reasons is sufficient to prevent the  
Government from seeking the investment income as credit toward the \$465,136.03 in

1 restitution that Mr. and Mrs. Gibney owe the Government. Therefore, the Court  
2 **DENIES** Mrs. Gibney's motions for hearing.

3 **IT IS SO ORDERED.**

4 Dated this 14th day of January, 2015.

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BENJAMIN H. SETTLE  
United States District Judge